



Attorney Docket No.: 1094-1-028DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Mark A. Marchionni et al.
SERIAL NO. : 10/646,268 EXAMINER: Sharon X. Wen, Ph.D.
FILED: August 22, 2003 ART UNIT: 1644
FOR: METHODS FOR TREATING CONGESTIVE HEART
FAILURE

STATEMENT

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

Dear Sir:

In accordance with Applicant's and Applicant's representatives' Duty of Disclosure under 37 CFR § 1.56, and pursuant to 37 CFR §1.97 and MPEP 717.05(b), Applicant(s) submit herewith documentary information for consideration by the Examiner. Information herein cited is only set forth in fulfillment of Applicant's duty of candor in disclosing all information brought to his attention, and is not an admission that it can be used adversely. The publications forwarded herewith are listed on the enclosed Form PTO-1449. Applicant(s) request that the Examiner, upon reviewing the enclosed materials, initial the enclosed form and return a copy thereof in accordance with the instructions on the form.

Accordingly, Applicants submit herewith an Information Disclosure Statement listing references **AA-CAS**.

In accordance with 37 CFR § 1.98, the Examiner is respectfully directed to the electronic databases of the U.S. Patent and Trademark Office for copies of References **AA** through **ABM** and **CU**.

Enclosed please find copies of References **BB** through **BT**, and **CAD** through **CAS** listed on the attached Form PTO-1449.

The Information Disclosure Statement also lists references **AA** through **AB**, **BA**, and **CA-CAC** as set forth on the attached Form PTO-1449. These references were submitted in an Information Disclosure Statement filed in connection with U.S. Serial No (**USSN**) **09/298,121** (the parent of the present application) on **January 16, 2001** or cited during the course of prosecution. Copies of References **AA** through **AB**, **BA**, and **CA-CAC** listed on the attached Form PTO-1449 were submitted in connection with **USSN 09/298,121**, now **U.S. Patent No. 6,635,249**. Applicants respectfully request that all copies of the cited references listed on the present Information Disclosure Statement (**AA** through **AB**, **BA**, and **CA-CAC**) be transferred from **USSN 09/298,121** to the present application.

Enclosed please find check in the amount of **\$180.00** in payment of this filing. However, should the Patent and Trademark Office determine additional fees are due, authorization is hereby given to charge Deposit Account No. 11-1153 for this filing.

Respectfully submitted,



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